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DISTRICT COURT OF GUAM  
JUL 27 2005  
MARY L.M. MORAN  
CLERK OF COURT

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DISTRICT COURT OF GUAM

TERRITORY OF GUAM

UNITED STATES OF AMERICA,

Criminal Case No. 05-00057

Plaintiff,

vs.

**TRIAL ORDER**

**DAVID EVAN DEN BOER,**

Defendant.

IT IS HEREBY ORDERED that the trial in this matter is set for **September 27, 2005** at **9:30 a.m.** Pretrial motions shall be filed no later than September 1, 2005 and heard on September 16, 2005 at 10:00 a.m.

IT IS FURTHER ORDERED that the following be filed or lodged with this Court no later than September 20, 2005 (seven calendar days prior to trial):

- 1) Proposed jury voir dire questions;
- 2) An original and one copy of the exhibit list - (Government's exhibits numbered; Defendant's exhibits lettered);
- 3) Three complete sets of marked and tabbed exhibits in three-ring binders. A copy of the Exhibit List shall be included in each three-ring binder. The parties shall meet and confer sufficiently in advance of trial and formulate a set of joint exhibits, if possible, to eliminate duplicate exhibits. Those exhibits upon which agreement cannot be reached shall be submitted separately by each respective party;

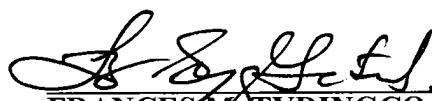
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1           4) Any documents to be used in the examination of  
2           witnesses, but not to be introduced into evidence, such  
3           as police reports, investigative reports or witness  
4           statements - (one copy must be lodged with the Court);  
5           5) Proposed verdict forms;  
6           6) An original and one copy of witness lists for purposes of  
7           voir dire only - (Witness lists shall include: legal  
8           names, aliases, nicknames, place of residence and place  
9           of employment); and  
10          7) Proposed jury instructions - (Those jury instructions  
11           upon which an agreement cannot be reached shall be  
12           submitted in a separate packet, together with the  
13           objections and authority therefor of each party).  
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15           IT IS FURTHER ORDERED THAT:

16          1) If additional witnesses are to be called or additional  
17           exhibits are to be submitted, an original and one copy of  
18           a supplemental witness list or a supplemental exhibit list  
19           must be filed with the Court. Additionally, three copies  
20           of pre-marked supplemental exhibits must be lodged  
21           with the Court prior to their use at trial. The three  
22           copies of the pre-marked exhibits must have three holes  
23           punched on the left-hand side so that they can be easily  
24           inserted in the three-ring exhibit binders previously  
25           submitted by the parties.  
26          2) If during the course of the trial, additional documents  
27           will be used in the examination of witnesses, but not  
28           introduced into evidence, one copy of each document  
                 shall be lodged with the Court prior to its use at trial.

19           Date: July 27, 2005

20             
21           FRANCES M. TYDINGCO-GATEWOOD  
22           DESIGNATED JUDGE  
23           DISTRICT COURT OF GUAM  
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